

APPLICATION FOR PERMIT

Serial No. 8321

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office SEP 16 1927
Returned to applicant for correction AUG 30 1928
Corrected application filed OCT 26 1928

The undersigned Los Angeles and Salt Lake Railroad Company
Name of applicant
of _____, County of _____,
State of Utah, hereby make application for
permission to appropriate the public waters of the State of Nevada, as
hereinafter stated. (If applicant is a corporation, give date and place
of incorporation.) A corporation of the State of Utah

1. The source of the proposed appropriation is _____
Name of stream, lake, or other source
Muddy River
2. The amount of water applied for is 1/70 and 1/100 second-feet.
One-second-foot equals 40 miners' inches
3. The water to be used for irrigation and domestic
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
This is an application to change the point of diversion and place
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section-corner. If on unsurveyed land, it should be so stated.
of use of waters of the Muddy River. (See supplemental sheet)

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is _____
- (b) Description of land to be irrigated _____
Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Irrigation will begin about _____ and end about _____
Month
_____, of each year.
Month

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horsepower.
- (e) Works to be located _____
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.

- (f) Point of return of water to stream _____
Describe in same manner as point of diversion.

- (g) Remarks _____

DESCRIPTION OF PROPOSED WORKS

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works

6. Estimated time required to construct works

7. Remarks

For use of applicant

, Applicant.

By

Compared

This sheet inspected

, Engineer.

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second.

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use must be filed with State Engineer on or before

WITNESS MY HAND AND SEAL this day

of

State Engineer.

AMENDED

APPLICATION FOR PERMISSION TO CHANGE THE POINT OF
DIVERSION AND THE PLACE OF USE OF THE WATERS OF THE STATE OF NEVADA

Application No. 8321

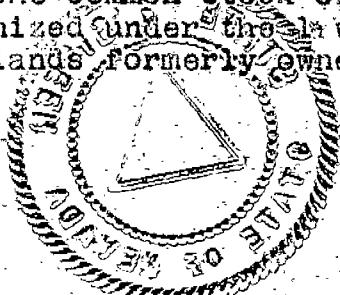
Date of first receipt and filing in State Engineer's Office SEP 16 1927

Returned to applicant for correction AUG 30 1928

Corrected application filed OCT 26 1928

The undersigned, Los Angeles and Salt Lake Railroad Company, a corporation of the State of Utah, hereby makes application for permission to change the place of use of the waters heretofore appropriated and beneficially used, as hereinafter shown:

1. The quantity of water desired to be changed is the amount of water represented by one share of the Preferred stock and one share of the common stock of the Muddy Valley Irrigation Company, a corporation organized and existing under and by virtue of the laws of the State of Nevada, to wit 1/70 c. ft. from May 1st to October 1, and 1/100c. ft. from October 1st to May 1st.
2. The source of water supply proposed to be changed is the Muddy River, located in Clark County, Nevada.
3. The water is to be used for irrigation and domestic purposes.
4. The water is to be diverted from its source at the following point: SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 21, T. 15 S; R. 67 E., M.D.B.&M., or at a point which bears S. 21°04'W., 1,767 feet from the N.E. corner of section 21, T. 15 S; R. 67 E.
5. The existing point of diversion under the former appropriation is as follows: within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 3, T. 17 S; R. 68 E., M.D.B.&M., from which point of diversion cor. com. to secs. 10, 11, 14 and 15, T. 17 S; R. 68 E., bears south 26°00'E. 415.29 feet.
6. The water herewith desired to be changed has been beneficially and continuously used on the following described lands: NW $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14, all in Township 17 South, Range 63 E. M.D.M.
7. The number of acres heretofore irrigated is one (1).
8. The description of proposed works: Water to be diverted by means of a dam and conveyed through the Muddy Valley Irrigation Company's Main Ditch to the Sproles Benson ditch thence by means of a wooden head gate and an open ditch 25 feet long to the railroad right away line then to be elevated by means of a pump into a tank from which it will be conveyed to place of use in an open ditch.
9. The description of the place of proposed use is: Commencing at the SW corner of Section 27, T. 15 S; R. 67 E., M.D.M., thence N. 50°55'E., 1,335.4 ft. to the point of beginning: Thence N. 9°11'W. 453.7 ft; thence at right angles East 96 ft., thence S. 9°11'East 453.7 ft; thence at right angles West 96 ft., to the point of beginning, containing one (1) acre, situate in said NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 27.
10. Estimated cost of proposed owrks: \$270.00
11. Estiamted time required to construct work is: six months.
12. Use will commence Jan. 1st and end December 31st of each year.
13. The water has been used heretofore during all the months of each year.
14. Remarks: The applicant herein is the owner of Certificate No. 539 for one (1) share of the Preferred Stock and Certificate No. 160 for one (1) share of the common stock of the Muddy Valley Irrigation Company, a corporation organized under the laws of the State of Nevada, and this transfer is made from lands formerly owned by S. H. Wells.



Compared to 6-7-28

The Stock of Muddy Valley Irrigation Company is divided into 5,000 shares of Preferred and 10,000 shares of Common Stock. Dividends are payable on said stock in water, the preferred stock being entitled to not less than one-half miner's inch per share between the months of beginning October 1st and ending May 1st, of each year, and not less than one miner's inch per share between the months beginning May 1st and ending October 1st of each year, and the excess of water is to be paid as dividends to the common stock after the preferred stock is so served. The stock in said Company was issued upon the basis of one share for each acre of land owned by the Subscribers thereto.

The amount of water owned by the Muddy Valley Irrigation Company is specified in the Judgment and Decree in the action entitled "In the Tenth Judicial District Court of the State of Nevada, In and For the County of Clark, -Muddy Valley Irrigation Company, a corporation et al, plaintiffs vs Moapa & Salt Lake Produce Company, a corporation et al, defendants, and in the Matter of the determination of the relative rights in and to the waters of the Muddy River and its tributaries, In Clark County, State of Nevada," a certified copy of which judgment and decree is on file in the office of the State Engineer of the State of Nevada, and is hereby referred to. By said Decree, the duty of water on the Muddy River was fixed at 1 c.f.s. for 70 acres during the months from May 1st to October 1st and 1 c.v.s. for 100 acres from October 1st to May 1st.

Los Angeles and Salt Lake Railroad
Company

By F. H. Knickerbocker
General Manager

Compared C. J. Smith

This sheet inspected _____

STATE ENGINEER

APPROVAL OF STATE ENGINEER

Map filed Oct. 30, 1928

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion and place of use of water from the Muddy River is issued with the understanding that no other rights on the source will be affected by the change proposed herein. It is further understood that the amount of water allowed under this change is limited to that proportionate part of the aggregate to which one share of the preferred stock and one share of the common stock of the Muddy Valley Irrigation Company is entitled. The State reserves the right to regulate the use of water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use and not to exceed 1/70 c.f.s. from May 1st to October 1, and 1/100 c.f.s. from October 1st to May 1st.

Actual construction work shall begin on or before April 1, 1933.

Proof of commencement of work shall be filed before May 1, 1933.

Work must be prosecuted with reasonable diligence and be completed on or before April 1, 1934.

Proof of completion of work shall be filed before May 1, 1934.

Application of water to beneficial use shall be made on or before April 1, 1936. Proof of the application of water to beneficial use must be filed with State Engineer on or before May 1, 1936.

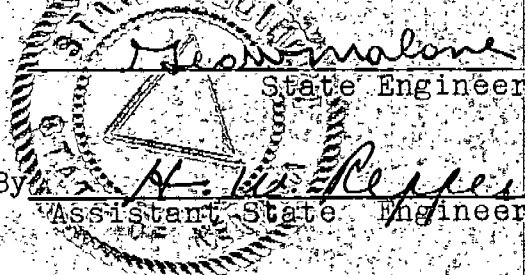
Proof of Beneficial Use July 13, 1933

July 13, 1933

Cultural Map Filed Nov. 9, 1936

Proof of Beneficial use filed NOV - 9 - 1936

WITNESS MY HAND AND SEAL this 27th day
of October, 1932



John Malone
State Engineer

By H. K. Reppert
Assistant State Engineer

Certificate No. 2298 Issued 11/24/36 153

Recorded 12/2/36 Bk. 1 Page 116

Clark County Records